

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

October 12, 2023

1. CALL THE MEETING TO ORDER

Mayor Jim Wingfield called the meeting to order at 6:30 p.m. A verbal roll call was taken. Present were Patrick Webb, Tricia McFarland, Patricia Medina, Sven Edstrom and John Marta. Custer McLeod was absent.

Those present recited the Pledge of Allegiance.

2. EXECUTIVE SESSION

The recording of the Executive Session was stopped at 6:31 p.m. due to conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402 (4)(b); for the purpose of receiving legal advice regarding a claim of a takings and encroachment on Bridge Street.

RETURN TO OPEN MEETING

The recording of the meeting was turned back on at 6:58 p.m.

Mayor Wingfield read the following.

The time is now 6:58 p.m., and the executive session has been concluded. The participants in the executive session were Mayor Jim Wingfield, Patrick Webb, Tricia McFarland, Sven Edstrom, John Marta, Pat Medina, Attorney Bo Nerlin, Marvin Jackson, Scott Green, Ron Alexander, Joanne Fagan, Town Clerk Ginger Redden and Deputy Town Clerk Ashley Rodarte.

For the record, if any person who participated in the Executive Session believes that any substantial discussion of any matters not included in the motion to go into the executive session occurred during the executive session, or that any improper action occurred during the Executive Session in violation of the Open Meetings Law, I would ask that you state your concerns for the record. Seeing none, the next agenda item is....

POSSIBLE MOTION FROM THE EXECUTIVE SESSION

No motion made.

3. CONSENT AGENDA

MINUTES FOR SEPTEMBER 14, 2023

John Marta moved to approve the minutes as presented, Sven Edstrom seconded. A verbal vote was taken with all Trustees voting in favor. Motion passed.

4. CONSIDERATION OF BILLS

Town Clerk Ginger Redden read off all additional bills.

Patricia Medina moved to approve payment of all bills; John Marta seconded. A verbal vote was taken with all Trustees voting in favor. Motion passed.

5. NORTH FORK MINERS STUDENT COUNCIL- SCHOOL HAPPENINGS UPDATE

Madeline Brezonick and Henry Hollembeak were present to talk about upcoming events. There are a hundred and twenty (120) or forty-five (45) percent of the student body in sports. Miners Volleyball is hosting Pink Night on Friday, October 13th, against the Olathe Pirates to support the

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5. NORTH FORK MINERS STUDENT COUNCIL-SCHOOL HAPPENINGS UPDATE (cont.)
Oncology unit at Delta Health. FFA is going to Louisville for the National Convention and just returned from the Leadership conference at CSU. The school received a grant for a livestock ultrasound training course. FFA will be having a labor auction in January of 2024. FBLA took over the gate and concession stand for Volleyball. The art department will be holding a fashion show on October 26th with an auction afterwards that is open to the public. North Fork High School earned the bronze school award for AP classes.

6. PUBLIC HEARINGS
There was no Public Hearing.

7. OLD BUSINESS
HOTCHKISS CHAMBER OF COMMERCE UPDATE/ONE DELTA COUNTY
UPDATE/ONE DELTA COUNTY UPDATE -ALEX LAMMERS
Alex Lammers was not present.

EASEMENT VACATION- MARY DIFFRANCO, BOBBY ORLANDO UPDATE
Mayor Wingfield stated that the trip to the easement site was cancelled due to weather and no further discussion was made.

PARKING ORDINANCE DISCUSSION UPDATE
Mayor Wingfield said that the work session went well, and the Town will continue to investigate the matter.

ORDINANCE 2023-03-MCKEE ANNEXATION-POSSIBLE SECOND READING AND
APPROVAL
Pat Medina stated that she was happy to see Debra McKee posting her address at her property. Pat Medina made a motion to approve the Ordinance 2023-03, an Ordinance of the Town of Hotchkiss, Colorado, providing for the annexation of the Town of Hotchkiss, Colorado, known as the McKee Annexation describing the property to be annexed and the terms and conditions to be imposed upon such annexed property. Tricia McFarland seconded. A verbal vote was taken with all the Trustees voting in favor. Motion passed.

8. PUBLIC COMMENT
Melissa Culotta, 179 West Bridge Street. Melissa stated she is an Attorney in the North Fork area, and this is her first property she bought. She stated she was present due to the nefarious behavior with Mayor Jim Wingfield and Town Attorney Bo Nerlin, and the bench that is positioned in front of her property. She stated that the Board is ran poorly off the Roberts Rules of Order. She stated that she had a verbal agreement with Mary Hockenbery to have the bench placed by her property. She is asking that the bench be removed due to Mary no longer being a Board Member. She has applied to CDOT to get approval of ingress and egress for her parking

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8. PUBLIC COMMENTS (cont.)
lot to Highway 92 and the bench impedes access. She also stated that SUP was built too close to their property line, hindering her parking lot. She said that alley ways are not used by emergency responders as a primary entrance, and not having the ingress and egress would be unsafe for her property and tenants.

Tom Wills, 155 W Main Street, Tom thanked the Board for putting this letter in the packets. He stated as the budget is coming up, that it would be a good idea to budget for the Master Plan to be reworked with a consultant.

9. MAYOR'S REPORT
Mayor Wingfield said that potholing is being worked on at River Ridge Road. The ADA ramp by the Hotchkiss Post Office was being investigated through the Town's insurance provider CIRSA. They responded with a letter suggesting that the Town not change the ramp. For more information, see the CIRSA letter attached to the original minutes.

DEPARTMENT REPORTS

POLICE DEPARTMENT

Chief Scott Green told the Board that there was great feedback at the Ordinance work session so he can start to move forward. The cameras on the outside points of Town are getting great activity, as well as the cameras in the patrol cars. Attorney Bo Nerlin said that he is hoping to have the first reading for the Municode Ordinances in the November meeting for the Board. Scott said that his goal is to get everything updated and on the website for easier accessibility.

PUBLIC WORKS

Marvin Jackson told the Board that they are waiting on a pump for the lift station. The pressure regulator for Hanson Mesa has arrived and will be installed sometime soon. Membranes are planned to be installed at the end of October. Paving has been completed by Delta County on the end of East Main Street and High Street.

TOWN HALL UPGRADE INFORMATION

Mayor Wingfield said that the gutters for the roof have been measured and should be installed soon with other minor projects waiting to be completed.

10. NEW BUSINESS
ORDINANCE 2023-03 FRANCHISE AGREEMENT WITH CHARTER
COMMUNICATIONS-POSSIBLE FIRST READING
Attorney Bo Nerlin sent a draft agreement to Charter in early October and received it back from Charter's lawyers today, October 12th. Giving the Board time to look the

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10. NEW BUSINESS (cont.)

ORDINANCE 2023-03 FRANCHISE AGREEMENT WITH CHARTER
COMMUNICATIONS-POSSIBLE FIRST READING

agreement over, this item will be tabled, the Board will be able to have a possible first reading in November and adopt in December.

DONATION/SPONSORSHIP REQUEST FOR 2024-HOTCHKISS SHEEP CAMP STOCK
DOG TRAILS-JOLIE CLARK

Jolie Clark told the Board that she is requesting a donation of five hundred dollars (\$500) again this year to support the Sheep Camp Stock Dog Trials that will be happening May 10th, 11th, and 12th in 2024. She will also have the hug a sheep event again on October 28th. Mayor Wingfield said that he thinks it is a great thing for the Town. John Marta told Jolie Clark that he is glad that she decided to step up and take over the event.

Pat Medina motioned to approve the donation/sponsorship request for the Hotchkiss Sheep Camp Stock Dog Trials for the requested five hundred dollars (\$500) for 2024. Tricia McFarland seconded. A verbal vote was taken with all Trustees voting in favor. Motion passed.

SPECIAL EVENTS LIQUOR LICENSE-DELTA HEALTH-WENDELL KOONTZ

Mayor Wingfield said that the event will be held January 27th at Heritage Hall. Town Clerk Ginger Redden and Chief Scott Green both stated that everything was in order with the application.

Pat Medina made a motion to approve the special event liquor license for Delta Health, Tricia McFarland seconded. A verbal vote was taken with all Trustees voting in favor. Motion passed.

LIQUOR LICENSE RENEWAL-DILLON COMPANIES LLC, DBA CITY MARKET #29

Chief Scott Green stated that there were no violations with the applicate.

Pat Medina made a motion to approve the liquor license renewal for Dillon Companions LLC, DBA City Market, Tricia McFarland seconded. A verbal vote was taken with all Trustees voting in favor. Motion passed.

HANDING OUT OF 2024 PRELIMINARY BUDGET-SET TIME AND DATE FOR WORK
SESSION

Mayor Wingfield asked the Board to plan a work session to discuss the budget for 2024. The Board deliberated and came to the agreed date of Tuesday, October 24th from 3:00 p.m. to 5:00 p.m.

RESOLUTION 2023-05 PROPOSTION 123 AFFORDABLE HOUSING OPTING IN
DISCUSSION

Town Clerk Ginger Redden explained to the Board that contractors can also apply and benefit from these grant funds. Mayor Wingfield stated that it would be a great opportunity.

Pat Medina motioned to approve resolution 2023-05 a resolution of the Town Board of the Town of Hotchkiss, Colorado, expressing their intent to commit to the local jurisdiction requirements under Colorado proposition 123 regarding State funding for affordable housing.

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NEW BUSINESS (cont.)

RESOLUTION 2023-05 PROPOSTION 123 AFFORDABLE HOUSING OPTING IN
DISSCUSSION

Sven Edstrom seconded. A verbal vote was taken with all Trustees voting in favor. Motion passed.

11. ADJOURNMENT

The meeting was adjourned at 7:30 p.m.

Respectfully Submitted,

Ashley M. Rodarte, Deputy Town Clerk